## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA Norfolk Division

)
)
) )
) Civil Action No. 2:22-cv-00005
) )
)

# JOINT STIPULATION OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Allstate Insurance Company, as subrogee of James Coleman ("Allstate"), Cross-Claimant A&M Tobacco, Inc. ("A&M"), and Defendant/Crossclaim-Defendant Premiumestore, LLC ("Premiumestore"), by their respective counsel, stipulate to the voluntary dismissal of this action against Premiumestore, LLC, including the claims set forth in the First Amended Complaint filed by Allstate (ECF No. 19) and the Crossclaim by A&M (ECF No. 25), without prejudice, with each party bearing its own costs and attorneys' fees. The case will continue as between Plaintiff Allstate and Defendant A&M.

Dated: September 12, 2022 Respectfully submitted,

### ALLSTATE INSURANCE COMPANY

By: /s/ James L. Chapman, IV
James L. Chapman, IV, Esq., VSB No. 21983
Alexander R. McDaniel, Esq., VSB No. 92398
CRENSHAW WARE & MARTIN, PLC
150 W. Main Street
Suite 1923
Norfolk, VA 23510
Telephone: 757-623-3000

Email: jchapman@cwm-law.com Email: amcdaniel@cwm-law.com

William Neil Clark, Jr., Esq. (admitted pro hac vice)
Cozen O'Connor
One Liberty Place
1650 Market Street
Suite 2800
Philadelphia, PA 19103
Telephone: 215-665-2000
Email: wclark@cozen.com
Counsel for Plaintiff

#### **A&M TOBACCO, INC.**

By: /s/ Shawn A. Voyles
Shawn A. Voyles, Esq., VSB No. 43277
McKenry Dancigers Dawson PC
192 Ballard Ct.
Suite 400
Virginia Beach, VA 23462-6538
Telephone: 757-461-2500
Email: savoyles@va-law.com
Counsel for A&M Tobacco, Inc.

### PREMIUMESTORE, LLC

By: /s/ Patrick R. Hanes
Patrick R. Hanes. (VSB No. 38148)
Gregory A. Crapanzano (VSB No. 93044)
WILLIAMS MULLEN
P. O. Box 1320
Richmond, VA 23218-1320
Telephone: 804-420-6455
Email: phanes@williamsmullen.com

Scott C. Miller, Esq. (VSB # 77088)
WILLIAMS MULLEN
Dominion Tower
999 Waterside Drive, Suite 1700
Norfolk, Virginia 23510-3033
Telephone: 757-629-0647
Email: smiller@williamsmullen.com
Counsel for Premiumestore, LLC

#### **CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that on this day the foregoing document was electronically filed with the Clerk of Court and served on all counsel of record using the Court's CM/ECF system.

This the 12<sup>th</sup> day of September, 2022.

By: /s/ James L. Chapman, IV
James L. Chapman, IV, Esq., VSB No. 21983
Alexander R. McDaniel, Esq., VSB No. 92398
CRENSHAW WARE & MARTIN, PLC
150 W. Main Street
Suite 1923
Norfolk, VA 23510
Telephone: 757-623-3000

Email: jchapman@cwm-law.com Email: amcdaniel@cwm-law.com

William Neil Clark, Jr., Esq. (admitted pro hac vice)
Cozen O'Connor
One Liberty Place
1650 Market Street
Suite 2800
Philadelphia, PA 19103
Telephone: 215-665-2000
Email: wclark@cozen.com

Counsel for Plaintiff